

HOUSE No. 1543

By Mr. Mariano of Quincy, petition of Ronald Mariano relative to the payment of insurance claims for glass damage on motor vehicles and further regulating the use of specific companies for repairs. Financial Services.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT PROHIBITING MOTOR VEHICLE INSURANCE COMPANIES FROM DIRECTING INSURED TO SPECIFIC AUTO GLASS COMPANIES FOR REPAIR OF VEHICLES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 The General Laws are hereby amended by inserting after
2 chapter 100A of the General Laws, as appearing in the 2002 Offi-
3 cial Edition, the following new chapter:—

4 CHAPTER 100B. 5 AUTO GLASS REPAIRS: RESTRICTIONS.

6 Section 1. Notwithstanding any provisions of any general or
7 special law to the contrary, no insurance company, third party
8 biller, agent or adjuster for such insurance company that issues or
9 renews in the commonwealth any policy of insurance covering in
10 whole or in part any motor vehicle may require that any person
11 insured under said policy use a particular company or location for
12 the providing of automobile glass replacement or repair services
13 of products insured in part by that policy.

14 Section 2. No such insurance company, third party biller, agent
15 or adjuster for such insurance company may engage in any act or
16 practice of intimidation, coercion, threat or inducement for or
17 against any such insured person to use a particular company or
18 location to provide such services or products nor shall such insur-
19 ance company, agent or adjuster provide for, allow or facilitate

20 telephonic claims information directly to preferred automobile
21 glass repair shops.

22 Section 3. The provisions of Section 1 and Section 2 of this Act
23 are applicable only to auto glass repair shops registered under the
24 provisions of chapter 100A, and who will accept payment from
25 insurance companies according to pricing discounts published and
26 set from time to time by said insurance companies. Any violations
27 of this chapter are subject to the provisions of chapter 93A.